



**POWER OF ATTORNEY,  
STATEMENT UNDER 37 C.F.R. § 3.73(b), and  
ASSERTION OF RIGHT UNDER 37 C.F.R. § 3.71 AND MPEP § 106**

Applicants: Anthony E. Lee, Marc P. Lyle, David E. Maughan, Mark R. Robertson and Scott D. Henderson  
 Serial No.: 10/633,330  
 Filed: July 31, 2003  
 Title: SELF-PROPELLED PERSONAL WATERCRAFT

WaterMark Paddlesports, Inc., a Delaware corporation, hereby appoints the practitioners at Kolisch Hartwell, P.C., USPTO Customer No. 23581, as its attorneys and agents to prosecute the above-identified patent application and to transact all business in the United States Patent and Trademark Office connected therewith. These practitioners currently include:

J. Pierre Kolisch, Reg. No. 15,802; John M. McCormack, Reg. No. 26,948; Peter E. Heuser, Reg. No. 27,902; David P. Cooper, Reg. No. 33,372; Pierre C. Van Rysselberghe, Reg. No. 33,557; Walter W. Karnstein, Reg. No. 35,565; Charles H. DeVoe, Reg. No. 37,305; David S. D'Ascenzo, Reg. No. 39,952; Owen W. Dukelow, Reg. No. 41,002; James R. Abney, Reg. No. 42,253; Mark D. Alleman, Reg. No. 42,257; M. Matthews Hall, Reg. No. 43,653; Christopher S. Tuttle, Reg. No. 41,357; B. Anna McCoy, Reg. No. 46,077; David E. Hall, Reg. No. 51,172; Ellen M. Gonzales, Reg. No. 44,128; Jason C. Creasman, Reg. No. 51,587; Edward B. Anderson, Reg. No. 30,154; John D. Russell, Reg. No. 47,048; Peter D. Sabido, Reg. No. 50,353; Stanley M. Hollenberg, Reg. No. 47,658; Anton E. Skaugset, Reg. No. 38,617; and Daniel L. Murphy, Reg. No. 41,210.

WaterMark Paddlesports, Inc. states, under 37 C.F.R. § 3.73(b), that it is the assignee of the entire right, title, and interest in the above-identified patent application by virtue of an assignment from each of the inventor(s) named in the above-identified patent application. Copies of assignments or other documents in the chain of title are attached.

WaterMark Paddlesports, Inc. hereby asserts its right, under 37 C.F.R. § 3.71 and MPEP § 106, to conduct the prosecution of the above-identified patent application to the exclusion of the named inventor(s) and any previous assignee(s).

**DIRECT COMMUNICATIONS TO:**

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The undersigned (whose title is supplied below) is authorized to act on behalf of the above-identified assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

WATERMARK-PADDLESPTS, INC.

Date: 11/21/03

Name: JOSEPH J. Pulliam III

Title: Exec. V.P.

COPY

ASSIGNMENT

WHEREAS, we, Anthony E. Lee of Easley, South Carolina, Marc P. Lyle of Chattanooga, Tennessee, David E. Maughan of Easley, South Carolina, Mark R. Robertson of Greenville, South Carolina, and Scott D. Henderson of Pickens, South Carolina, have invented certain improvements in a SELF-PROPELLED PERSONAL WATERCRAFT, for which we filed a U.S. patent application on July 31, 2003 and was assigned Serial No. 10/633,330; and

WHEREAS, WaterMark Paddlesports, Inc., a Delaware Corporation, having its principal place of business in Easley, South Carolina, is desirous of acquiring an interest therein;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which hereby are acknowledged, we, Anthony E. Lee, Marc P. Lyle, David E. Maughan, Mark R. Robertson, and Scott D. Henderson, have sold, assigned, and transferred, and do hereby sell, assign, and transfer, to WaterMark Paddlesports, Inc., its successors and assigns, the full and exclusive right to the invention in the United States and its territorial possessions and in all foreign countries, and the entire right, title, and interest in and to any and all Letters Patent that may be granted therefor in the United States and its territorial possessions and in any and all foreign countries, and in and to any and all divisions, continuations, reissues, substitutions, and extensions thereof.

We hereby authorize and request the Patent Office officials in the United States and any and all foreign countries to issue any and all of said Letters Patent, when granted, to WaterMark Paddlesports, Inc., as the assignee of our entire right, title, and interest in and to the same, for the sole use of WaterMark Paddlesports, Inc., and its successors and assigns.

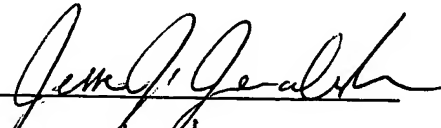
Further, we hereby covenant and agree to and with WaterMark Paddlesports, Inc., and its successors and assigns, at the time of execution and delivery of these presents, that we are the sole and lawful owner of the entire right, title, and interest in and to the invention and the above-identified patent application, and that the same are unencumbered, and that we have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

Further, we agree that we will communicate to WaterMark Paddlesports, Inc., or its representatives, any facts known to us respecting the invention, and testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, reissue, substitution, and extension applications, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to WaterMark Paddlesports, Inc., make all rightful oaths, and generally do everything possible to aid WaterMark Paddlesports, Inc., and its successors and assigns, to obtain and enforce proper protection for the invention in the United States and in any and all foreign countries.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 18<sup>th</sup> day of Nov., 2003.

  
\_\_\_\_\_  
ANTHONY E. LEE

Witness:

Signature: 

Name: JESSE J. JERABEK

Address: 405 LEGRAND BLVD.

City & State: GREENVILLE, SC 29607

IN TESTIMONY WHEREOF, I have hereunto set my hand this 18<sup>th</sup> day of  
November, 2003.

Marc P. Lyle  
MARC P. LYLE

Witness:

Signature: Jesse J. Jerabek

Name: JESSE J. JERABEK

Address: 405 LEGRAND BLVD.

City & State: GREENVILLE, SC 29607

IN TESTIMONY WHEREOF, I have hereunto set my hand this 18 day of  
Nov., 2003.

David E. Maughan  
DAVID E. MAUGHAN

Witness:

Signature: Jesse J. Jerabek

Name: JESSE J. JERABEK

Address: 405 LEGRAND BLVD.

City & State: GREENVILLE, SC 29607

IN TESTIMONY WHEREOF, I have hereunto set my hand this 18<sup>th</sup> day of  
NOVEMBER, 2003.

  
MARK R. ROBERTSON

Witness:

Signature: Jesse J. Jerabek

Name: JESSE J. JERABEK

Address: 405 LEGRAND BLVD.

City & State: GREENVILLE, SC 29607

IN TESTIMONY WHEREOF, I have hereunto set my hand this 18<sup>th</sup> day of  
Nov., 2003.

  
SCOTT D. HENDERSON

Witness:

Signature: Jesse J. Jerabek

Name: JESSE J. JERABEK

Address: 405 LEGRAND BLVD.

City & State: GREENVILLE, SC 29607